

REMARKS/ARGUMENTS

Claims 1-4, 6, 10, 11, 15-18 and 28 are pending, claims 1-4, 6, 18 and 28 having been withdrawn from consideration. By this Amendment, claims 7-9, 12-14 and 19-27 are cancelled and claims 1, 3, 6, 10, 11, 15 and 18 are amended. Support for the amendments to claims 1, 3, 6, 10, 11, 15 and 18 can be found, for example, in original claims 1, 3, 6, 10, 11, 15 and 18. No new matter is added. In view of the foregoing amendments and following remarks, reconsideration and allowance are respectfully requested.

Interview

Applicants appreciate the courtesies extended to Applicants' representative by Examiner Loewe during the May 30, 2007 interview. Applicants' separate record of the substance of the interview is incorporated in the following remarks.

Withdrawn Claims

For the reasons set forth below, Applicants submit that all pending claims presently subject to examination are in condition for allowance. Because the withdrawn method claims (as amended) include the features of allowable product claims, rejoinder and allowance of the withdrawn method claims are respectfully requested. *See* MPEP §821.04.

Allowable Subject Matter

Applicants thank the Examiner for the indication in the Office Action that claim 15 contains allowable subject matter.

Rejection Under 35 U.S.C. §112, First Paragraph

A. Written Description

The Office Action rejects claims 10-14, 16, 17 and 19-21 under the written description requirement of 35 U.S.C. §112, first paragraph. By this Amendment, claims 12-14 and 19-21 are cancelled, rendering the rejection moot as to those claims. As to the remaining claims, Applicants respectfully traverse the rejection.

As agreed during the interview and indicated in the Office Action, the present specification provides adequate description of compounds according to the formulae of claims 10 and 11, when the variables R_1 , R_2 , R_3 , C_y and R_6 are limited as provided at page 5 of the Office Action. While Applicants do not necessarily agree that only claims so limited are supported by the present specification, in the interest of expediting prosecution, claims 10 and 11 are amended as suggested in the Office Action.

Claims 16 and 17 are rejected solely for their dependency from claims 10 and 11.

For the foregoing reasons, claims 10, 11, 16 and 17 are fully supported by the specification as filed. Accordingly, reconsideration and withdrawal of the rejection are respectfully requested.

B. Enablement

The Office Action rejects claims 10-17 and 19-21 under the enablement requirement of 35 U.S.C. §112, first paragraph. By this Amendment, claims 12-14 and 19-21 are cancelled, rendering the rejection moot as to those claims. As to the remaining claims, Applicants respectfully traverse the rejection.

As agreed during the interview, the rejection of claim 15 under the enablement requirement of 35 U.S.C. §112, first paragraph, was made in error.

As agreed during the interview and indicated in the Office Action, the present specification enables compounds according to the formulae of claims 10 and 11, when the variables R_1 , R_2 , R_3 , C_y and R_6 are limited as provided at page 5 of the Office Action. While Applicants do not necessarily agree that only claims so limited are enabled by the present specification, in the interest of expediting prosecution, claims 10 and 11 are amended as suggested in the Office Action.

Claims 16 and 17 are rejected solely for their dependency from claims 10 and 11.

For the foregoing reasons, claims 10, 11 and 15-17 are fully enabled by the specification as filed. Accordingly, reconsideration and withdrawal of the rejection are respectfully requested.

Conclusion

For the foregoing reasons, Applicants submit that claims 1-4, 6, 10, 11, 15-18 and 28 are in condition for allowance. Prompt reconsideration and allowance are respectfully requested.

Respectfully submitted,

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